



MICHIGAN
HOUSE OF REPRESENTATIVES
P.O. Box 30014
LANSING, MICHIGAN 48909-7514

MINUTES OF THE COMMITTEE
ON
JUDICIARY

Tuesday, October 27, 2015 12:00 p.m. Room 521 House Office Building

The House Standing Committee on Judiciary was called to order by Chairman Kesto.

Members present: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Members absent/excused: None.

Representative Irwin moved to adopt the minutes of October 20, 2015. There being no objection, the motion prevailed by unanimous consent.

Chairman Kesto laid the following bill before the committee:

HB 4747 (Hughes)	Property; other; adverse possession; prohibit against local units of government.
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Representative Hughes testified in support of the bill. Questions and discussion followed.

Tom Schultz and Stephen Postema, representing the Michigan Association of Municipal Attorneys, Judy Allen, representing the Michigan Townships Association, and Chris Hackbarth, representing the Michigan Municipal League testified together in support of the bill. Questions and discussion followed.

Chairman Kesto laid the following bills before the committee:

HB 4980 (Kesto)	Criminal procedure; sentencing guidelines; guidelines for crime of knowingly providing false information concerning an ignition interlock device; revise.
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SB 176 (Schuitmaker)	Crimes; intoxication or impairment; oversight for ignition interlock servicing centers; provide for department of state.
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SB 357 (Schuitmaker)	Occupations; vehicles, dealers and repair facilities; breath alcohol ignition interlock mechanics and servicers; include in motor vehicle service and repair act.
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Trisha Brumley, from Senator Schuitmaker's office, and David Richmond, representing the Michigan Secretary of State, testified together in support of the bills. Questions and discussion

followed.

Nick Cassiere and George Lesini, representing the Alcohol Detection Systems (ADS), testified together in opposition to the bills. Questions and discussion followed.

The following individuals submitted cards on the bills wishing to speak but were not able due to time constraints:

Cynthia Stolber, representing herself, oppose.

John F. Losen Jr., representing the Ameristar Auto Outfitters, oppose.

Cass Daniels, representing the 12 Volt Industry, no position stated.

Chris Brott, representing Michigan Interlock, oppose.

Thaddeus Lake, representing Michigan Interlock, oppose.

Michele Compton, representing Michigan Interlock, oppose.

The following individual submitted a card on the bills but did not wish to speak:

Brad Fralick, representing the Coalition of Ignition Interlock Manufacturers (CIIM), support.

Chairman Kesto laid the following bill before the committee:

HB 4686 (Rep. Santana) Torts; governmental immunity; sidewalk injury claims; allow use of "open and obvious" defense.

Representative Lucido moved to report HB 4686 with the recommendation that the bill be referred to the Committee on Local Government. The motion prevailed, the vote being 10-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

There being no further business before the committee, Chairman Kesto adjourned the meeting, the time being 12:57 p.m.

Representative Klint Kesto, Chair_____

Melissa Weipert, Committee Clerk
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